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7 IN THE UNITED STATES DISTRICT COURT

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9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,)
11 v. Plaintiff,) No. CR 12-00651 YGR
12) STIPULATION AND
13) ORDER CONTINUING DATE FOR
14) CHANGE OF PLEA OR TRIAL
15) SETTING; EXCLUSION OF TIME
JESSE YANG,)
Defendant.)

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STIPULATION

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18 IT IS HEREBY STIPULATED, by and between the parties to this action, that the change of
19 plea or trial setting date, currently scheduled for Thursday, June 20, 2013, at 2:00 p.m., may be
20 continued to Thursday, July 11, 2013, at 2:00 p.m. for change of plea or trial setting. A settlement
21 conference was held before Magistrate Laurel Beeler on June 5, 2013. Following the settlement
22 conference, the parties are continuing to review and discuss the evidence as well as a possible
23 disposition. In addition, defense counsel has been out of town and unavailable for the past week and
24 will also be out of the office during part of the week of July 1, 2013. A continuance to July 11,
25 2013, will enable the parties to complete their review of the evidence and resolve all outstanding
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1 matters prior to the next appearance. The parties therefore stipulate that the time from June 20,
2 2013, to July 11, 2013, should be excluded in accordance under 18 U.S.C. §§ 3161(b), (h)(7)(A) and
3 (B)(iv) for effective preparation of counsel and continuity of counsel so that the parties can continue
4 to review and discuss the evidence and a possible disposition prior to the next appearance which is
5 set for change of plea or trial setting.
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8 DATED: 6/18/13

/s/

9 JOYCE LEAVITT
10 Assistant Federal Public Defender

11 DATED: 6/18/13

/s/

12 RODNEY VILLAZOR
13 Assistant United States Attorney

14 I hereby attest that I have permission of the parties to enter a conformed signature (/s/) for all
15 signatures within this e-filed document.
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17 **ORDER**

18 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the change of plea or trial
19 setting date Jesse Yang, currently scheduled for Thursday, June 20, 2013, at 2:00 p.m., is hereby
20 continued to Thursday, July 11, 2013, at 2:00 p.m. for status.
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22 IT IS FURTHER ORDERED that the time from June 20, 2013, to July 11, 2013, is excluded in
23 accordance with 18 U.S.C. §§ 3161(b), (h)(7)(A) and (B)(iv) for effective preparation of counsel and
24 continuity of counsel so that the parties can continue to review and discuss the evidence and a
25 possible disposition and resolve all outstanding matters prior to the next court appearance. The
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1 Court finds that there is good cause and that the ends of justice served by the granting of the
2 continuance outweigh the best interests of the public and the defendant in a speedy and public trial
3 and the failure to grant the requested continuance would unreasonably deny counsel the reasonable
4 time necessary for effective preparation, taking into account due diligence.
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6 SO ORDERED.
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8 DATED: June 18, 2013
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10 HON. YVONNE GONZALEZ ROGERS
11 United States District Judge
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